

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Peter F. REILE et al.

Examiner: Omkar A. Deodhar

Serial No.: 09/977,243

Art Unit: 3714

Filed: October 16, 2001

Confirmation No.: 2235

For: **HAND-HELD ELECTRONIC TOY**

U.S. Patent and Trademark Office
Customer Service Window, **Mail Stop AF**
Randolph Building
401 Dulany Street
Alexandria, VA 22314

**NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated June 26, 2008, finally rejecting the above-identified application, and the subsequent Advisory Action dated October 8, 2008. Applicants also submit herewith a Pre-Appeal Request for Review.

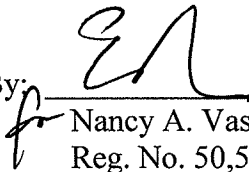
The fee in the amount of \$540.00 for the Notice of Appeal is being submitted.

The Applicants do not believe that extensions of time or fees are required beyond those that are submitted with the electronic filing of this Notice of Appeal. However, if additional fees are required, the Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 50-1283.

Dated: December 18, 2008

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Respectfully submitted,
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